

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

RACHEL RODRIGUES, o/b/o,)	
J.P., a minor child)	No. CV-09-03023-CI
)	
Plaintiff,)	
)	ORDER GRANTING STIPULATED
v.)	MOTION FOR REMAND PURSUANT
)	TO SENTENCE FOUR OF 42
MICHAEL J. ASTRUE,)	U.S.C. 405(g)
Commissioner of Social)	
Security,)	
)	
Defendant.)	

BEFORE THE COURT is the parties' Stipulated Motion for Remand of the above-captioned matter to the Commissioner for additional administrative proceedings. (Ct. Rec. 29.) The parties have consented to proceed before a magistrate judge. (Ct. Rec. 8.) After considering the Stipulation of the parties,

IT IS ORDERED:

1. The parties' Stipulated Motion for Remand (**Ct. Rec. 29**) is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the administrative law judge (ALJ) will hold a *de novo* hearing and issue a new decision in which he shall: assess the severity of claimant's impairments; reassess the medical source opinion evidence and provide legally sufficient reasons for the weight given to each opinion; obtain medical expert testimony if warranted; assess lay witness testimony and, if rejecting the

1 evidence, provide reasons germane to each witness; and comply with
2 the HALLEX procedures concerning ALJ signatures. New medical
3 evidence, if available, shall be considered on remand.

4 2. Judgment shall be entered for the **PLAINTIFF**.

5 3. Plaintiff's Motion for Summary Judgment (**Ct. Rec. 19**) is
6 stricken as moot.

7 4. An application for attorney fees may be filed by separate
8 motion.

9 The District Court Executive is directed to enter this Order,
10 forward copies to counsel, and thereafter shall close this file.

11 DATED January 8, 2010.

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13 S/ CYNTHIA IMBROGNO
14 UNITED STATES MAGISTRATE JUDGE
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